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(2 sided)

## UNITED STATES DISTRICT COURT

Michael Widmer

Plaintiff(s)

Page et al;

Defendant(s)

Case Number: 13 CV 663 MJR SCWORIGINAL MOTION FOR APPOINTMENT OF COUNSEL ON AMENDED COMPLAINT

NOTE: Failure to complete all items in this form may result in the denial of this motion.

1. I, Michael Widmer, declare that I am the (check appropriate box)  plaintiff  defendant in this proceeding, I am unable to afford the services of an attorney, and I request that the Court appoint counsel to represent me in this proceeding.

2. In support of my motion, I declare that I have contacted the following attorneys/organizations seeking representation in this case: (This item must be completed, and you should attach documentation showing that you have asked several attorneys to represent you in this case.)  
*I attached responses I had in my possession. Other responses were filed in 5 pending cases in this court in which counsel is appointed.*

but, I have been unable to find an attorney because: *Attorneys are not inclined to take cases from prisoners pro bono.*  
*See attached exhibits*

3. In further support of my motion, I declare that (check appropriate box):

I am not currently and previously have not been represented by an attorney appointed by the Court in this or any other civil or criminal proceeding before this Court.

I am currently, or previously have been, represented by an attorney appointed by the Court in the proceeding(s) described on the back of this page.

4. In further support of my motion, I declare that (check appropriate box):

I have attached an original Application for Leave to Proceed *In Forma Pauperis* in the proceeding detailing my financial status.

I have previously filed an Application for Leave to Proceed *In Forma Pauperis* in this proceeding, and it is a true and correct representation of my current financial status.

I have previously filed an Application for Leave to Proceed *In Forma Pauperis* in this proceeding, however, my financial status has changed. I have attached an Amended Application to Proceed *In Forma Pauperis* showing my current financial status.

5 Counselors appointed by this court in cases 12-CV-1261 MJR SCW

From the law firm of:

Schlichter, Bogard & Denton  
100 South Fourth Street,  
St Louis MO. 63102

13-CV-23 MJR SCW

13-CV-24 MJR SCW

13-CV-25 MJR SCW

13-CV-26 MJR SCW

5.  (Check one box) In further support of my motion, I declare that my highest level of education is:

|                          |                     |                          |                  |                                     |                      |
|--------------------------|---------------------|--------------------------|------------------|-------------------------------------|----------------------|
| <input type="checkbox"/> | Grammar school only | <input type="checkbox"/> | Some high school | <input checked="" type="checkbox"/> | High school graduate |
| <input type="checkbox"/> | Some college        | <input type="checkbox"/> | College graduate | <input type="checkbox"/>            | Post-graduate        |

6.  (Check only if applicable) In further support of my motion, I declare that my ability to speak, write, and/or read English is limited, because English is not my primary language OR because:

7. I declare under penalty of perjury that the foregoing is true and correct.

Michael F Widmer  
Movant's Signature

PO Box 1000  
Street Address

July 18, 2013  
Date

Chester IL 62259  
City, State, Zip

As indicated in paragraph three on the preceding page, I am currently, or previously have been, represented by an attorney by this Court in the civil or criminal actions listed below.

|   |                                 |
|---|---------------------------------|
| Assigned Judge: <u>MJR -SCW</u>   | Case Number: <u>12 -CV-1261</u> |
| Case Title: <u>WIDMER vs MARTIN</u>   |                                 |
| Appointed Attorney Name: <u>Troy Doles et al</u>                                    |                                 |
| If this case is still pending, please check box <input checked="" type="checkbox"/> |                                 |

|   |                              |
|---|------------------------------|
| Assigned Judge: <u>MJR -SCW</u>   | Case Number: <u>13-CV-23</u> |
| Case Title: <u>WIDMER vs BAYER</u>  |                              |
| Appointed Attorney Name: <u>TROY DOLES et al</u>                                    |                              |
| If this case is still pending, please check box <input checked="" type="checkbox"/> |                              |

|   |                              |
|---|------------------------------|
| Assigned Judge: <u>MJR SCW</u>  | Case Number: <u>13 CV 24</u> |
| Case Title: <u>WIDMER VS SHEHORN</u>  |                              |
| Appointed Attorney Name: <u>TROY DOLES et al</u>                                    |                              |
| If this case is still pending, please check box <input checked="" type="checkbox"/> |                              |

8. In support of this request, I state my life is in danger, and that the court appointed attorneys in my other related cases are familiar with the allegations of this complaint and should be appointed in this case.

9. I have additional evidence which I don't know how to present to the court.

10) I haven't got the ability, nor resources or access to any material or assistance to intelligently and effectively present my case for hearing.





131 South Dearborn Street

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(312) 460-5000

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Writer's direct phone

(312) 460-5332

Writer's e-mail

kargentine@seyfarth.com

September 4, 2012

### ATTORNEY COMMUNICATION

Mr. Michael Widmer  
 Prison No.: B30985  
 Stateville Correctional Center  
 P.O. Box 112  
 Joliet, IL 60434

Dear Mr. Widmer:

I am writing to let you know that I have received a letter from you dated August 2, 2012 regarding the improper medical treatment you are receiving from the IDOC and Wexford. We have made a copy of the letter from your counselor and are returning the original to you. We currently have a team pursuing a potential class action on behalf of all IDOC inmates against both Wexford and the IDOC concerning medical treatment. Unfortunately, because of the class action we do not have the time or resources to pursue any individual lawsuits, therefore, we cannot represent you in an individual case.

However, it is our hope that our class action, if successful, will help all IDOC inmates receive proper medical care. In order to do so, we are attempting to collect as much documentation regarding improper medical care as possible and would be interested in seeing your grievances and other documents because improper distribution of medication is one of the issues we are addressing in our complaint.

Very truly yours,

SEYFARTH SHAW LLP

Kristine Rinella Argentine

Enclosures

cc: Jason Stiehl

14805034v.1

ATLANTA BOSTON CHICAGO HOUSTON LOS ANGELES NEW YORK SACRAMENTO SAN FRANCISCO WASHINGTON, D.C. LONDON



LAW OFFICES

POWER ROGERS & SMITH, P.C.

70 West Madison Street  
55th Floor, Chicago  
Illinois 60602-4212  
TEL: 312 236-9381  
FAX: 312 236-0920  
[www.prslaw.com](http://www.prslaw.com)

December 18, 2012

Michael L. Widmer (B30985)  
10930 Lawrence Road  
Sumner, IL 62466

Joseph A. Power, Jr.  
Larry R. Rogers  
Todd A. Smith  
Thomas G. Siracusa  
Thomas M. Power  
Larry R. Rogers, Jr.  
Devon C. Bruce  
Joseph W. Balesteri  
Sean M. Houlihan  
Brian LaCien  
Carolyn Daley Scott  
Jonathan M. Thomas  
Kathryn L. Conway

Dear Mr. Widmer:

I am in receipt of your correspondence dated November 12, 2012.

Please be advised that our firm does not handle the type of matters addressed in your letter. Therefore, I am returning herewith your letter, together with the materials you sent to our office.

Very truly yours,

POWER ROGERS & SMITH, P.C.



Thomas M. Power

TMP/sl  
Enclosures



*The Law Offices of*  
**FREDERICK W. NESSLER**  
*And Associates, Ltd.*

February 28, 2013

**REPLY TO  
Springfield Office**

Frederick W. Nessler \*  
 Timothy J. Freiberg  
 Jonathan T. Nessler  
 Matthew V. Kennedy  
 Maria A. Gust  
 •  
 Gary Clark \*\*

FEIN: 20-8042911

**Sent Via Certified Mail – Return Receipt Requested**

Michael Widmer B-30985  
 K-75 10930 Lawrence Road  
 Sumner, IL 62466

**Re: Your potential medical malpractice claim**

Dear Mr. Widmer:

I sincerely appreciate the opportunity to review your potential claim. As you know, we have conducted a thorough review of the information you provided. We have now completed the review process.

Our decision **does not speak to the ultimate merits of your case**. Please understand that our opinion is just that: an **opinion**. As you know, opinions differ from person to person and from attorney to attorney. Simply because we have declined to go forward does not mean that another attorney may hold a different opinion regarding the case. But, if you wish to seek a second opinion on your case, please **do so immediately**. Do not wait until the last minute as there are **strict time limitations** that apply to filing your case. That is why it is so important, if you choose to seek a second opinion that you do so **right away** to preserve whatever rights you may have. As agreed, although our office has spent a great deal of time investigating your claim, you owe us nothing.

|   |   |  |  |  |
|---|---|--|--|--|
| 536 N. Bruns Lane<br>Suite 1<br>Springfield, IL 62702<br>(217) 698-0202 | 132 S. Water Street<br>Suite 535<br>Decatur, IL 62523<br>(217) 428-6800 | 201 W. Springfield Street<br>Suite 1004<br>Champaign, IL 61820<br>(217) 344-8888 | 202 S. Chicago Street<br>Lincoln, IL 62656<br>(217) 735-5502 | 4320 Spring Creek Road<br>Rockford, IL 61107<br>1-800-727-8010 |
|---|---|--|--|--|

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\*Also licensed in Colorado & Texas  
 \*\* Retired  
 David A. Axelrod & Associates, P.C., Of Counsel

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 Suite 2200  
 Chicago, IL 60603  
 1-800-727-8010





FHC  
pg2

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 February 28, 2013

Again, I thank you for your time and consideration of this office. I truly regret that we cannot go forward with representation. If you have any questions or concerns, please call me without delay. I wish you the best of luck in the future.

Thanking you for your attention to this matter, I remain,

**Very truly yours,**  
**NESSLER & ASSOCIATES, LTD.**



**Jonathan T. Nessler**  
 Attorney at Law

JTN:vb

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UPTOWN PEOPLE'S LAW CENTER  
4413 NORTH SHERIDAN • CHICAGO, IL 60640  
PHONE: 773.769.1411 • FAX: 773.769.2224

June 19, 2013

**PRIVILEGED ATTORNEY-CLIENT COMMUNICATION**

Mr. Michael L Widmer  
B30985  
Lawrence Correctional Center  
K 75 10930 Lawrence Road  
Sumner, Illinois 62466

**Re: Request for Assistance**

Dear Mr. Widmer;

We received your letter asking for help with your civil rights case, criminal case or other matter relating to your situation in prison. Unfortunately, we are not in a position to assist you. We are a very small legal clinic. While we represent many prisoners, we get hundreds of letters asking for help, but unfortunately we can only help a very few people. For your information, we do not practice criminal law--including appeals, habeas, post convictions, etc.

Please be assured that our inability to help you does not mean that you do not have a good claim. We are forced to turn down many claims which are both morally compelling and have a sound legal basis. We simply do not have the resources to help everyone who needs help. We are truly sorry that we will not be able to take on your case, but we simply do not have the time needed to properly represent you, and we do not want to commit to you that we would do something which we can not, in reality, do.

If your question is about a case you want to bring challenging the way you are being treated in prison, be sure that you exhaust all administrative remedies. With very few exceptions, federal law now requires that you complete the grievance process all the way through the ARB in Springfield. If you do not do so, or if you miss any deadlines, then you risk of forever losing the right to bring a case.

We are returning any documents you sent us. ***We have not kept copies.***

We wish you the best of luck.

Sincerely,

**Uptown People's Law Center**



UNITED STATES COURTHOUSE  
SOUTHERN DISTRICT OF ILLINOIS  
EAST ST. LOUIS

WIDMER VS Page et al 13cv663 mjr/scw  
Notice Of Filing

Dear Clerk,

Please file the attached documents:

- 1) Amended Section 1983 Complaint + exhibits
- 2) motion for Recruitment of Counsel and exhibits A,B,C,+D.
- 3) ~~Section 1983 Complaint & Motions~~

~~WIDMER vs Page et al~~

Thank You,

July 19, 2013

Respectfully,  
Michael Widmer  
Plaintiff pro se  
B30985  
Menard, PO 1000,  
Chester IL

62259



IN THE

Southern District OF Illinois Federal Court  
East St. Louis IL.

Michael Widmer

Plaintiff/Petitioner

Vs.

Page et al;

Defendant/Respondent

SCANNED AT MENARD and E-mailed  
7-22-13 by TC 41 pages

date

Initials

No.

No. 13 CV 663 MJR SCW

PROOF/CERTIFICATE OF SERVICE

TO: Brad Bramlet  
Menard, Legal Coordinator  
Menard Law Library  
Chester IL 62259

→ TO: US District Federal  
Court, East St Louis IL,  
to be e filed

PLEASE TAKE NOTICE that on July 18th, 2013 I placed the attached or enclosed documents in the institutional mail Amended Complaint, + Motion, at Menard Correctional Center, properly addressed to the parties listed above for mailing through the United States Postal Service e-filing.

DATED: July 18, 2013

/s/ Michael J. Widmer  
Name: Michael Widmer  
IDOC#: B30985  
Address: Menard, PO Box 1000,  
Chester IL 62259

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.  
N/A

Notary Public

